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**BEFORE THE
DIVISION OF MEDICAL QUALITY
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:)

GEOFFREY PLIMSOLL REDMOND, M.D.)

File No: 20-1999-95163

Physician's and Surgeon's)
Certificate No. G 75603)

Respondent.)
_____)

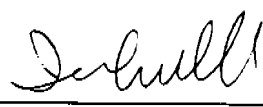
DECISION AND ORDER

The attached Stipulated Decision and Disciplinary Order is hereby adopted by the Division of Medical Quality of the Medical Board of California, Department of Consumer Affairs, State of California, as its Decision in the above-entitled matter.

This Decision shall become effective at 5:00 p.m. on July 31, 2000.

DATED June 29, 2000.

**DIVISION OF MEDICAL QUALITY
MEDICAL BOARD OF CALIFORNIA**



Ira Lubell, M.D.
Chair, Panel A

1 BILL LOCKYER, Attorney General
of the State of California
2 GAIL M. HEPPELL
Supervising Deputy Attorney General
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4 Sacramento, California 94244-2550
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5 Attorneys for Complainant
6

7 **BEFORE THE**
8 **DIVISION OF MEDICAL QUALITY**
9 **MEDICAL BOARD OF CALIFORNIA**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation) Case No. 20-1999-95163
Against:)
12)
13 GEOFFREY PLIMSOLL REDMOND, M.D.) **STIPULATED DECISION**
23200 Chagrin Blvd., Bldg. 5) **AND**
Suite 325) **DISCIPLINARY ORDER**
14 Cleveland, OH 44122)
15)
Physician and Surgeon's)
Certificate No. G 75603,)
16)
Respondent.)
17)

18
19 **IT IS HEREBY STIPULATED AND AGREED** by and between the
20 parties to the above-entitled proceedings that the following
21 matters are true:

22 1. An Amended Accusation in case number 20-1999-95163
23 was filed with the Division of Medical Quality, of the Medical
24 Board of California Department of Consumer Affairs (the
25 "Division") on December 22, 1999, and is currently pending
26 against Geoffrey Plimsoll Redmond, M.D. (the "respondent").

27 2. At all times relevant herein, respondent has been

1 licensed by the Medical Board of California under Physician and
2 Surgeon's Certificate No. G 75603, issued by the Board to
3 respondent on or about November 23, 1992. Said certificate is
4 current with an expiration date of November 30, 2000.

5 3. The Accusation and Amended Accusation, together
6 with all statutorily required documents, was duly served on the
7 respondent and respondent filed his Notice of Defense contesting
8 the Accusation. A copy of Amended Accusation No. 20-1999-95163
9 is attached as Exhibit "A" and hereby incorporated by reference
10 as if fully set forth.

11 4. The Complainant, Ronald Joseph, is the Executive
12 Director of the Medical Board of California and brought this
13 action solely in his official capacity. The Complainant is
14 represented by the Attorney General of California, Bill Lockyer,
15 by and through Supervising Deputy Attorney General, Gail M.
16 Heppell.

17 5. Respondent is represented in this matter by
18 Stephen D. Dunson Esq., Kegler, Brown, Hill & Ritter, whose
19 address is 65 East State Street, Suite 1800, Columbus, OH 43215-
20 4294.

21 6. Respondent and his attorney have fully discussed
22 the charges contained in Amended Accusation number 20-1999-95163.
23 Respondent has been fully advised regarding his legal rights and
24 the effects of this Stipulated Settlement and Disciplinary Order.

25 7. Respondent understands the nature of the charges
26 alleged in the Accusation and that, if proven at hearing, the
27 charges and allegations would constitute cause for imposing

1 discipline upon his certificate. Respondent is fully aware of
2 his right to a hearing on the charges contained in the
3 Accusation, his right to confront and cross-examine witnesses
4 against him, his right to the use of subpoenas to compel the
5 attendance of witnesses and the production of documents in both
6 defense and mitigation of the charges, his right to
7 reconsideration, appeal and any and all other rights accorded by
8 the California Administrative Procedure Act and other applicable
9 laws. Respondent knowingly, voluntarily and irrevocably waives
10 and gives up each of these rights.

11 8. In order to avoid the expense and uncertainty of a
12 hearing, respondent admits the truth of each and every
13 allegation. Respondent agrees that he has thereby subjected his
14 certificate to disciplinary action pursuant to Business and
15 Professions Code sections 2305, 2236, and 2234(e). Respondent
16 agrees to be bound by the Division's Disciplinary Order as set
17 forth below.

18 9. Based on the foregoing admissions and stipulated
19 matters, the parties agree that the Division shall, without
20 further notice or formal proceeding, issue and enter the
21 following order:

22 **DISCIPLINARY ORDER**

23 IT IS HEREBY ORDERED that Physician and Surgeon's
24 Certificate number G 75603 issued to Geoffrey Plimsoll Redmond,
25 M.D., is revoked. However, the revocation is stayed and
26 respondent is placed on probation for three (3) years on the
27 following terms and conditions. Within 15 days after the

1 effective date of this decision the respondent shall provide the
2 Division, or its designee, proof of service that respondent has
3 served a true copy of this decision on the Chief of Staff or the
4 Chief Executive Officer at every hospital where privileges or
5 membership are extended to respondent or where respondent is
6 employed to practice medicine and on the Chief Executive Officer
7 at every insurance carrier where malpractice insurance coverage
8 is extended to respondent.

9 1. COMPLIANCE WITH CRIMINAL PROBATION Respondent shall
10 comply with all the terms and conditions of his criminal
11 probation imposed by the United States District Court for the
12 Northern District of Ohio, Eastern Division in Case No.
13 1:98CR321-01. Respondent shall provide proof of compliance,
14 including the payment of restitution to the named insurers, to
15 the Division or its designee.

16 2. OBEY ALL LAWS. Respondent shall obey all federal,
17 state and local laws, all rules governing the practice of
18 medicine in California, and remain in full compliance with any
19 court ordered criminal probation, payments and other orders.

20 3. QUARTERLY REPORTS. Respondent shall submit
21 quarterly declarations under penalty of perjury on forms provided
22 by the Division, stating whether there has been compliance with
23 all the conditions of probation.

24 4. PROBATION SURVEILLANCE PROGRAM COMPLIANCE. Respondent
25 shall comply with the Division's probation surveillance program.
26 Respondent shall, at all times, keep the Division informed of his
27 addresses of business and residence which shall both serve as

1 addresses of record. Changes of such addresses shall be
2 immediately communicated in writing to the Division. Under no
3 circumstances shall a post office box serve as an address of
4 record.

5 Respondent shall also immediately inform the Division,
6 in writing, of any travel to any areas outside the jurisdiction
7 of California which lasts, or is contemplated to last, more than
8 thirty (30) days.

9 5. INTERVIEW WITH THE DIVISION, ITS DESIGNEE OR ITS
10 DESIGNATED PHYSICIAN(S). Respondent shall appear in person for
11 interviews with the Division, its designee or its designated
12 physician(s) upon request at various intervals and with
13 reasonable notice.

14 6. TOLLING FOR OUT-OF-STATE PRACTICE, RESIDENCE OR IN-STATE NON-
15 PRACTICE. In the event respondent should leave California to
16 reside or to practice outside the state or for any reason should
17 respondent stop practicing medicine in California, respondent
18 shall notify the Division or its designee in writing within ten
19 (10) days of the dates of departure and return or the dates of
20 non-practice within California. Non-practice is defined as any
21 period of time exceeding thirty days in which respondent is not
22 engaging in any activities defined in Sections 2051 and 2052 of
23 the Business and Professions Code. All time spent in an
24 intensive training program approved by the Division or its
25 designee shall be considered as time spent in the practice of
26 medicine. Periods of temporary or permanent residence or
27 practice outside of California or of non-practice within

1 California, as defined in this condition, will not apply to
2 reduction of the probationary period. During said periods
3 respondent's obligations to perform the conditions of probation
4 with the exception of condition numbers 7 and 10 are stayed and
5 the term of probation is tolled.

6 Respondent may petition for modification or termination
7 of penalty 1) if the other state's discipline terms are modified,
8 terminated or reduced; 2) if at least one year has elapsed from
9 the effective date of the California discipline; and 3) if he has
10 satisfied all the terms and conditions of his criminal probation
11 and is no longer on criminal probation.

12 7. VALID LICENSE STATUS. Respondent shall maintain a
13 current and valid license for the length of the probation.
14 Failure to maintain such license and to pay all fees shall
15 constitute a violation of probation.

16 8. COMPLETION OF PROBATION. Upon successful completion
17 of probation, respondent's certificate shall be fully restored.

18 9. VIOLATION OF PROBATION. If respondent violates
19 probation in any respect, the Division, after giving respondent
20 notice and the opportunity to be heard, may revoke probation and
21 carry out the disciplinary order that was stayed. If an
22 accusation or petition to revoke probation is filed against
23 respondent during probation, the Division shall have continuing
24 jurisdiction until the matter is final, and the period of
25 probation shall be extended until the matter is final.

26 10. COST RECOVERY. The respondent is hereby ordered to
27 reimburse the Division the amount of \$300 within 90 days from the

1 effective date for its investigative and prosecution costs.
2 Failure to reimburse the Division's cost of investigation and
3 prosecution shall constitute a violation of the probation order,
4 unless the Division agrees in writing to payment by an
5 installment plan because of financial hardship. The filing of
6 bankruptcy by the respondent shall not relieve the respondent of
7 his responsibility to reimburse the Division for its
8 investigative and prosecution costs. Periods of residence or
9 practice outside of California, whether the periods of residency
10 or practice are temporary or permanent, will toll the probation
11 period but will not toll the cost recovery requirement.

12 11. PROBATION COSTS. Respondent shall pay the costs
13 associated with probation monitoring each and every year of
14 probation, which are currently set at \$2,304, but may be adjusted
15 on an annual basis. Such costs shall be payable to the Division
16 of Medical Quality and delivered to the designated probation
17 surveillance monitor at the beginning of each calendar year.
18 Failure to pay costs within 30 days of the due date shall
19 constitute a violation of probation.

20 12. LICENSE SURRENDER. Following the effective date of
21 this decision, if respondent ceases practicing due to retirement,
22 health reasons or is otherwise unable to satisfy the terms and
23 conditions of probation, respondent may voluntarily tender his
24 certificate to the Board. The Division reserves the right to
25 evaluate the respondent's request and to exercise its discretion
26 whether to grant the request, or to take any other action deemed
27 appropriate and reasonable under the circumstances. Upon formal

1 acceptance of the tendered license, respondent will no longer be
2 subject to the terms and conditions of probation.

3 CONTINGENCY

4 This stipulation shall be subject to the approval of
5 the Division. Respondent understands and agrees that Board staff
6 and counsel for complainant may communicate directly with the
7 Division regarding this stipulation and settlement, without
8 notice to or participation by respondent or his counsel. If the
9 Division fails to adopt this stipulation as its Order, the
10 stipulation shall be of no force or effect, it shall be
11 inadmissible in any legal action between the parties, and the
12 Division shall not be disqualified from further action in this
13 matter by virtue of its consideration of this stipulation.

14 ACCEPTANCE

15 I have read the above Stipulated Settlement and
16 Disciplinary Order. I have fully discussed the terms and
17 conditions and other matters contained therein with my attorney,
18 Stephen D. Dunson, Esq. I understand the effect this Stipulated
19 Settlement and Disciplinary Order will have on my certificate,
20 and agree to be bound thereby. I enter this stipulation freely,
21 knowingly, intelligently and voluntarily.

22 DATED: 6-7-00

23
24 
25 GEORGEY PLIMSOLL REDMOND, M.D.
26 Respondent

27 ///

///

1 I have read and fully discussed the terms and
2 conditions and other matter contained in the above Stipulated
3 Settlement and Disciplinary Order with respondent Geoffrey
4 Plimsoll Redmond, M.D., and approve of its form.

5 DATED: June 8, 2000.

6
7 Stephen D. Dunson, Esq.
8 STEPHEN D. DUNSON, ESQ.
9 Attorney for Respondent
10

11 ENDORSEMENT

12 The foregoing Stipulated Settlement and Disciplinary
13 Order is hereby respectfully submitted for the consideration of
14 the Division of Medical Quality, Medical Board of California,
15 Department of Consumer Affairs.

16 DATED: June 9, 2000.

17
18 BILL LOCKYER, Attorney General
of the State of California

19 Gail M. Hoppell
20 GAIL M. HEPPELL
21 Supervising Deputy Attorney General
22 Attorneys for Complainant
23
24
25
26
27

EXHIBIT A

BILL LOCKYER, Attorney General
of the State of California
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Attorneys for Complainant

BEFORE THE
DIVISION OF MEDICAL QUALITY
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation)	Case No. 20-1999-95163
Against:)	
)	
GEOFFREY PLIMSOLL REDMOND, M.D.,)	AMENDED
23200 Chagrin Blvd., Bldg. 5)	ACCUSATION
Suite 325)	
Cleveland, OH 44122)	
)	
Physician and Surgeon's)	
Certificate No. G 75603)	
)	
Respondent.)	

The Complainant alleges:

PARTIES

1. Complainant, Ronald Joseph, is the Executive Director of the Medical Board of California (hereinafter the "Board") and brings this amended accusation solely in his official capacity.

2. On or about November 23, 1992, Physician and Surgeon's Certificate No. G 75603 was issued by the Board to Geoffrey Plimsoll Redmond, M.D. (hereinafter "respondent"). At

1 all times mentioned herein said certificate has been in full
2 force and effect. Said certificate expires on November 30, 2000.

3 JURISDICTION

4 3. This accusation is brought before the Division of
5 Medical Quality of the Medical Board of California, Department of
6 Consumer Affairs (hereinafter the "Division"), under the
7 authority of the following sections of the California Business
8 and Professions Code (hereinafter "Code") and/or other relevant
9 statutory enactment:

10 A. Section 2227 of the Code provides in part that the
11 Board may revoke, suspend for a period of not to exceed one
12 year, or place on probation, the license of any licensee who
13 has been found guilty under the Medical Practice Act, and
14 may recover the costs of probation monitoring if probation
15 is imposed.

16 B. Section 125.3 of the Code provides, in part, that
17 the Board may request the administrative law judge to direct
18 any licentiate found to have committed a violation or
19 violations of the licensing act, to pay the Board a sum not
20 to exceed the reasonable costs of the investigation and
21 enforcement of the case.

22 C. Section 2305 of the Code provides, in part, that
23 the revocation, suspension, or other discipline, restriction
24 or limitation imposed by another state upon a license to
25 practice medicine issued by that state, that would have
26 been grounds for discipline in California under the Medical
27 Practice Act, constitutes grounds for discipline for

1 unprofessional conduct.

2 D. Section 2234(e) of the code provides, in part, the
3 commission of any act involving dishonesty or corruption
4 which is substantially related to the qualifications,
5 functions, or duties of a physician constitutes
6 unprofessional conduct.

7 E. Section 2236 of the Code provides in part that
8 conviction of any offense substantially related to the
9 qualifications, functions, and duties of a physician and
10 surgeon constitute unprofessional conduct.

11 F. Section 14124.12(a) of the Welfare & Institutions
12 Code provides in pertinent part that upon written notice of
13 the Medical Board of California a physician and surgeon's
14 medical license has been placed on probation as a result of
15 a disciplinary action, no Medi-Cal claim for the type of
16 surgical service or invasive procedure giving rise to the
17 probationary order and performed on or after the effective
18 date of said probationary order or during the period of
19 probation shall be reimbursed, except upon a prior
20 determination that compelling circumstances warrant the
21 continuance of reimbursement during the probationary period
22 for procedures other than those giving rise to the
23 probationary order.

24 4 Respondent is subject to discipline and is guilty
25 of unprofessional conduct within the meaning of sections 2305,
26 2234(e), and 2236 as more particularly set forth hereinbelow.

27 ///

1 **FIRST CAUSE FOR DISCIPLINE**

2 (Conviction of a Crime)

3 5. Respondent is subject to disciplinary action under
4 section 2236 of the Business and Professions Code in that on or
5 about October 1, 1998, in a case entitled United States District
6 Court, Northern District of Ohio, Eastern Division, United States
7 of America v. Geoffrey Plimsoll, Case No. 1:98CR321-01,
8 respondent pled guilty to one count of filing false claims in
9 violation of 18 U.S.C. Sections 287 and 2, False, Fictitious or
10 Fraudulent Claims and Aiding and Abetting, a Class D Felony. On
11 January 12, 1999, respondent was sentenced to two (2) years
12 probation. He was also ordered to make restitution to Medicare,
13 Medicaid, and private insurance companies in the amount of
14 \$20,000. He was also fined \$3,500 and ordered to perform
15 community service.

16 **SECOND CAUSE FOR DISCIPLINE**

17 (Unprofessional Conduct, Dishonesty)

18 6. Complainant reallages paragraph 5, above, and
19 incorporates it herein by reference as if fully set forth at this
20 point.

21 7. Respondent's conduct as set forth in paragraph 5,
22 above, in submitting false and fraudulent claims constitutes
23 unprofessional conduct in violation of sections 2234(e).

24 **THIRD CAUSE FOR DISCIPLINE**

25 (Discipline Imposed by Another State)

26 8. On or about September 8, 1999, the State Medical
27 Board of Ohio issued an order suspending respondent's ability to

1 practice medicine in Ohio for ninety (90) days followed by three
2 (3) years probation with terms and conditions. The order was
3 entered after it was determined by the Ohio Medical Board that
4 respondent had pleaded guilty to and was found guilty of one
5 count of False, Fictitious or Fraudulent Claims and Aiding and
6 Abetting, a class D felony. The Board found that this conviction
7 constituted a violation of the Ohio Revised Code.

8 9. The discipline imposed by the State Medical Board
9 of Ohio constitutes unprofessional conduct within the meaning of
10 Code sections 2305 and 2236.

11 **PRAYER**

12 **WHEREFORE**, the complainant requests that a hearing be
13 held on the matters herein alleged, and that following the
14 hearing, the Division issue a decision:

15 1. Revoking or suspending Physician and Surgeon's
16 Certificate Number G 75603, heretofore issued to respondent
17 Geoffrey Plimsoll Redmond, M.D.;

18 2. Revoking, suspending or denying approval of the
19 respondent's authority to supervise physician assistants,
20 pursuant to Code section 3527;

21 3. Ordering respondent to pay the Division the actual
22 and reasonable costs of the investigation and enforcement of this
23 case and to pay the costs of probation monitoring upon order of
24 the Division; and

25 ///

26 ///

27 ///

1 4. Taking such other and further action as the
2 Division deems necessary and proper.

3 DATED: December 22, 1979.

5
6 Ronald Joseph
RONALD JOSEPH
7 Executive Director
8 Medical Board of California
Department of Consumer Affairs
State of California

9 Complainant